

CONFIDENTIAL INFORMATION

PETITIONER / PLAINTIFF

NAME: _____

Print: _____

ADDRESS: _____

DATE OF BIRTH: _____

SS#: XXX-XX-
(LAST FOUR NUMBERS)

PHONE NUMBERS: HOME: _____ WORK: _____
CELL: _____

**IF CHILDREN ARE LISTED ON EX PARTE & PETITION PLEASE FURNISH
THE FOLLOWING INFORMATION:**

CHILDS NAME / AGE / GRADE / SCHOOL _____

WORK PLACE & ADDRESS & PHONE NUMBERS:

OTHER INFORMATION:

Petition for Order of Protection and Order for Hearing

Case # (the clerk fills this in):

In the _____ Court of _____ County, TN

Petitioner's name (person needing protection) [****Petitioner's children under 18 that are in need of protection are listed below:**

If Petitioner is under 18, insert child's name if filed on behalf of an unemancipated person (someone under 18 years of age) pursuant to TCA §36-3-602. This request is being made by _____ who is ☐ child's parent or ☐ legal guardian or ☐ a caseworker.

first

middle

last

****PETITIONER'S CHILDREN UNDER 18 THAT PETITIONER BELIEVES ARE IN NEED OF PROTECTION:**

Name	Age	Relationship to Respondent	Name	Age	Relationship to Respondent
1. _____			3. _____		
2. _____			4. _____		

Respondent's Information (person you want to be protected from):

first

middle

last

date of birth (MM/DD/YYYY)

street address

city

state

zip

Respondent's Employer:

Employer's name

Employer's phone #

Describe Respondent:

Sex	Race	Hair	Eyes	Height - Weight - SSN - Other	
<input type="checkbox"/> Male <input type="checkbox"/> Female	<input type="checkbox"/> White	<input type="checkbox"/> Black	<input type="checkbox"/> Brown	Height	
	<input type="checkbox"/> Asian	<input type="checkbox"/> Grey	<input type="checkbox"/> Hazel	Weight	
	<input type="checkbox"/> Black	<input type="checkbox"/> Blond	<input type="checkbox"/> Blue	Social Sec. #	(Provided to Clerk's office if known)
	<input type="checkbox"/> Hispanic	<input type="checkbox"/> Bald	<input type="checkbox"/> Green	Scars/Special Features	
	<input type="checkbox"/> Other: _____	<input type="checkbox"/> Brown	<input type="checkbox"/> Gray	Phone Number	
		<input type="checkbox"/> Other: _____	<input type="checkbox"/> Other: _____		

① What is your relationship to the Respondent? (Check all that apply):

- a. ☐ We are married or used to be married.
- b. ☐ We live together or used to live together.
- c. ☐ We have a child together.
- d. ☐ We are dating, used to date, or have had sex.
- e. ☐ We are relatives, related by adoption, or are/were in-laws. (Specify): _____
- f. ☐ We are the children of a person whose relationship is described above (Specify): _____
- g. ☐ The Respondent has stalked me.
- h. ☐ The Respondent has sexually assaulted me.
- i. ☐ Other: _____

Warning!

- ☐ Weapon involved
- ☐ Has or owns a weapon



② List all children under 18 that you have:

* ☐ Check here if listing addresses would put you or your child in danger. If so, leave any spaces for addresses blank.

Name of Child	Age	Is Respondent the parent of the child? (Write "yes" or "no")	Does the child need to be protected from the Respondent?	Child's address

- ③ Where else have the children (that you and Respondent have together) lived during the last 6 months?

Children's previous addresses

Who did they live with at this address?

_____	_____
_____	_____
_____	_____
_____	_____

- ④ **Other Court Cases** – Are the children that you and Respondent have together involved in any other court case in Tennessee or another state? ☐ Yes ☐ No If "Yes," fill out below:

County and State
of other case: _____

Case Number
(if you know it): _____

Kind of case (check ☐ Divorce ☐ Domestic Violence ☐ Criminal ☐ Juvenile ☐ Child Support
all that apply): ☐ Other (specify): _____

- ⑤ **Custody Rights** – Does anyone besides you or the Respondent claim to have custody or visitation rights to the children that you and Respondent have together? ☐ Yes ☐ No If "Yes," who?

Name

Address

_____	_____
_____	_____
_____	_____

- ⑥ **Describe Abuse** – (use additional sheets of paper if necessary and attach to Petition)

Describe abuse, stalking or assault (include, IF APPLICABLE, information about abuse or fear of abuse to your child(ren), personal property or animals)	Where and when did this happen?	Describe any weapons used.

I ask the court to make the following Orders after the hearing: (check all that apply)

- ⑦ ☐ **No Contact**
Please order the Respondent to not contact: ☐ me ☐ our children under 18, either directly or indirectly, by phone, email, messages, text messages, mail or any other type of communication or contact.
- ⑧ ☐ **Stay Away**
Please order the Respondent to stay away from ☐ my home ☐ my workplace or ☐ from coming about me for any purpose.
- ⑨ ☐ **Personal Conduct**
Please order the Respondent not to:
☐ Cause intentional damage to my property or interfere with the utilities at my home.
☐ Hurt or threaten to hurt any animals that I/we own or keep.
- ⑩ ☐ **Temporary Custody**
Please give me temporary custody of our children.
- ⑪ ☐ **Child Support**
Please order the Respondent to pay reasonable child support.
- ⑫ ☐ **Petitioner Support (if married)**
Please order the Respondent to pay reasonable spousal support.
- ⑬ ☐ **Move-out / Provide other housing**
Please order the Respondent to (*check one*): ☐ move out of our family home immediately or ☐ provide other suitable housing (if married)
☐ *Check here if your home or lease is in the Respondent's name **only**.*
- ☐ If the parties share a residence, please allow the Respondent to obtain his/her clothing and personal effects such as medicine and other things he/she may need.
- ⑭ ☐ **Counseling/Substance Abuse Programs**
Please order the Respondent to go to a certified batterers' intervention program if one available in the area or a counseling program.
- ⑮ ☒ **No Firearms**
Please order the Respondent not to have, possess, transport, buy, receive, use or in any other way get any firearm.
List all firearms that the Respondent owns, controls, or has access to:
-

16

Animals / Pets

Please give me custody and control of any animal owned, possessed, leased, kept or held by me, the Respondent, or the children listed above.

17

☒

Costs, fees, and litigation taxes

Please order the Respondent to pay all court costs, lawyer fees, and taxes for this case.

18

☐

Other Orders: (General Relief)

I also ask the court to:

1. Make an immediate Temporary Order of Protection. (*Ex-Parte Order of Protection*)
2. Notify law enforcement in this county of that Order.
3. Serve the Respondent a copy of that Order and Notice of Hearing to take place within 15 days of service.
4. Serve a copy of the Request, Notice of Hearing and Temporary Order on the parents of the Petitioner (if the Petitioner is under 18 years of age) unless the Court finds that this would create a serious threat of serious harm to the Petitioner. *T.C.A. §36-3-605 (c)*

Petitioner (or parent/legal guardian/caseworker) signs here in front of notary/clerk/judicial officer and swears that he/she believes the above information is true:

Date:

Notary fills out below –

**I declare that the Petitioner has read this Petition,
and swears it be true to the best of her/his knowledge.**

Sworn and subscribed before me, the undersigned authority,

By (Print name of notary): _____

On this date: _____

Notary or Court Clerk or Judicial Officer signs here Date notary's commission expires

☐ **The court finds good cause and will issue a Temporary Order of Protection.**

☐ **The court does not find good cause and denies a Temporary Order of Protection -** The court finds there is no immediate and present danger of abuse to the petitioner and denies the Petitioner's request for a *Temporary Order of Protection*. The court will set the matter for hearing.

ORDER FOR HEARING

The Petitioner and Respondent must go to court and explain to the judge why the judge should or should not issue an Order of Protection against the Respondent.

This hearing will take place on (date): _____ at (time): _____ ☐ a.m. ☐ p.m.

at (location): _____

Date _____

Judicial Officer's signature

<p>Proof of Service of Petition, Notice of Hearing and Temporary Order of Protection:</p> <p>Respondent was served on (date): _____ at (time): _____ by (check one):</p> <p><input type="checkbox"/> Personal service</p> <p><input type="checkbox"/> U.S. Mail per TCA §§ 20-2-215 and 20-2-216 (The Respondent does not live in Tennessee.)</p> <p>_____ Server's signature</p> <p>_____ Print Name</p> <p>Petitioner was served on (date): _____ at (time): _____ by (check one):</p> <p><input type="checkbox"/> Personal service</p> <p>_____ Server's signature</p> <p>_____ Print Name</p>	<p>If the Petitioner is under 18 (and Petitioner is a social worker filing on behalf of a minor) and service of these documents would <i>not</i> put him/her at risk, the Clerk will serve and fill out below. (TCA § 36-3-605(c))</p> <p><i>I served the child's parents of copies of the Petition, Notice of Hearing, and Temporary Order of Protection by personal delivery or U.S. Mail on: (date): _____ at (address): _____</i></p> <p>_____ Clerk's signature: _____</p>
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Notice to the Respondent about Firearms

If the court grants the Petitioner's request for a Protective Order:

- ☒ You will not be able to have a firearm while this or any later protective order is in effect. You will have to transfer all firearms in your possession within 48 hours to any person who is legally allowed to have them. *18 U.S.C. §922(g)(8), TCA §36-3-606(g), TCA §36-3-625.*
- ☒ You will not be allowed to buy a firearm until the court says otherwise.

Temporary Order of Protection (Ex Parte Order of Protection)

☐ Petitioner is under 18

Case # (the clerk fills this in):

In the _____ Court of _____ County, TN

Petitioner (person needing protection)

If Petitioner is under 18, insert child's name if filed on behalf of an unemancipated person (someone under 18 years of age) pursuant to TCA §36-3-602. This request is being made by _____ who is ☐ child's parent or ☐ legal guardian or ☐ a caseworker.

first

middle

last

Petitioner's children under 18 protected by this Order:

Name	Age	Relationship to Respondent	Name	Age	Relationship to Respondent
1. _____			3. _____		
2. _____			4. _____		

Respondent's Information (person you want to be protected from):

first middle last date of birth (MM/DD/YYYY)

street address city state zip

Respondent's Employer:

Employer's name

Employer's phone #

Describe Respondent:

Sex	Race	Hair	Eyes	Height - Weight - SSN - Other			
<input type="checkbox"/> Male <input type="checkbox"/> Female	<input type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Hispanic <input type="checkbox"/> Other: _____	<input type="checkbox"/> Black <input type="checkbox"/> Grey <input type="checkbox"/> Blond <input type="checkbox"/> Bald <input type="checkbox"/> Brown <input type="checkbox"/> Other: _____	<input type="checkbox"/> Brown <input type="checkbox"/> Hazel <input type="checkbox"/> Blue <input type="checkbox"/> Green <input type="checkbox"/> Grey <input type="checkbox"/> Other: _____	Height		Weight	
				Social Sec. # (Provided to Clerk's Office if known)			
				Scars/Special Features			
				Phone Number			

Petitioner's relationship to the Respondent (Check all that apply):

- | | |
|---|--|
| <input type="checkbox"/> We are married or used to be married. | <input type="checkbox"/> We live together or used to live together. |
| <input type="checkbox"/> We have a child together. | <input type="checkbox"/> We are dating, used to date, or have had sex. |
| <input type="checkbox"/> We are relatives, related by adoption, or are/were in-laws. (Specify): _____ | |
| <input type="checkbox"/> We are the children of a person whose relationship is described above (Specify): _____ | |
| <input type="checkbox"/> The Respondent has stalked me. | <input type="checkbox"/> The Respondent has sexually assaulted me. |
| <input type="checkbox"/> Other: _____ | |

The Court having reviewed the Petition for Temporary Order of Protection and finding, pursuant to TCA §36-3-605(a), that Petitioner is under an immediate and present danger of abuse from the Respondent and good cause appearing, the court issues the following:

Warning!

☐ Weapon involved

☐ Has or owns a weapon



Orders to the Respondent:

- ☒ Do not abuse, threaten to abuse, hurt or try to hurt, or frighten Petitioner and/or Petitioner's minor children under 18.
- ☒ Do not put Petitioner and/or Petitioner's minor children under 18 in fear of being hurt or in fear of not being able to leave or get away.
- ☒ Do not stalk or threaten to stalk Petitioner and/or Petitioner's minor children under 18.
- ☐ Do not come about the Petitioner and/or Petitioner's minor children protected by this order (including coming by or to a shared residence) for any purpose.

This is a Court Order

- ☐ Do not contact the Petitioner and/or Petitioner's minor children protected by this order either directly or indirectly, by phone, email, messages, mail or any other type of communication or contact.
- ☐ If the parties share(d) a residence, Respondent must immediately and temporarily vacate the residence shared with the Petitioner, pending a hearing on the matter.
- ☐ If the parties shared a residence, Respondent can obtain his/her clothing and personal effects such as medicine as follows: (List process as approved by local law enforcement personnel)
- _____
- _____
- _____

- ☐ You must not hurt or threaten to hurt any animals owned or kept by the Petitioner/Petitioner's children.
- ☐ Other orders: _____

☒ **Go to court** on (date): _____ at _____ ☐ a.m.
☐ p.m.

at (location): _____

You must obey these orders until the date of the hearing or until changes are made by the court. If you do not agree with these orders, go to the court hearing and tell the court why. If you do not go, the court can make orders against you. You have the right to bring your own lawyer. If you do not obey all orders on this form, you may be fined and sent to jail.

Only the court can change this Order. Neither you nor the Petitioner can agree to change this Order. Even if the Petitioner tries to contact you or agrees to have contact with you, you must obey this Order. If you do not, you can be sent to jail for up to 10 days and fined up to \$50 for each violation

(TCA § 36-3-610)

Date: _____ Time: _____ ☐ a.m.
☐ p.m.

 Judicial officer's signature

Warnings to Respondent:

The court will send a copy of this Order to all law enforcement agencies in this county. Any law enforcement officer who reasonably believes you have disobeyed this Order may arrest you.

If you hurt or try to hurt anyone while this Order, probation or diversion is in effect, you may face separate charges for aggravated assault, a Class C felony.
 (TCA § 39-13-102(c))



Proof of Service

The Respondent was served copies of the Petition, Notice of Hearing, and Temporary Order of Protection on:

(date): _____ at (time): _____ ☐ a.m.
☐ p.m.

by (check one):

- ☐ Personal service
- ☐ U.S. Mail per TCA §§ 20-2-215 and 20-2-216 (The Respondent does not live in Tennessee.)

 Server's signature

If the Petitioner is under 18 and serving these documents would *not* put him/her at risk, the Clerk will serve and fill out below. (TCA § 36-3-605(c))

I served the child's parents copies of the Petition, Notice of Hearing, and Temporary Order of Protection by personal delivery or U.S. Mail on: (date): _____

at (address): _____

 Clerk's signature:

This is a Court Order

Order of Protection

☐ Amended Order

☐ Petitioner is under 18

In the _____ Court of _____ County, TN

Case # (the clerk fills this in):

Petitioner (person needing protection)

If Petitioner is under 18, insert child's name if filed on behalf of an unemancipated person (someone under 18 years of age) pursuant to TCA §36-3-602. This Request is being made by _____ who is ☐ child's parent or ☐ legal guardian or ☐ a caseworker.

first _____ middle _____ last _____

Petitioner's Children under 18 Protected by this Order:

Name	Age	Relationship to Respondent	Name	Age	Relationship to Respondent
1. _____			3. _____		
2. _____			4. _____		

Respondent's Information (person you want to be protected from):

first _____ middle _____ last _____ date of birth (MM/DD/YYYY) _____

street address _____ city _____ state _____ zip _____

Respondent's Employer: _____
Employer's name _____ Employer's phone # _____

Describe Respondent:

Sex	Race	Hair	Eyes	Height – Weight – SSN – Other			
<input type="checkbox"/> Male <input type="checkbox"/> Female	<input type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Hispanic <input type="checkbox"/> Other: _____	<input type="checkbox"/> Black <input type="checkbox"/> Grey <input type="checkbox"/> Blond <input type="checkbox"/> Bald <input type="checkbox"/> Brown <input type="checkbox"/> Other: _____	<input type="checkbox"/> Brown <input type="checkbox"/> Hazel <input type="checkbox"/> Blue <input type="checkbox"/> Green <input type="checkbox"/> Grey <input type="checkbox"/> Other: _____	Height		Weight	
				Social Sec. # (If known)			
				Scars/Special Features			
				Phone Number			

Petitioner's relationship to the Respondent (Check all that apply):

- | | |
|---|--|
| <input type="checkbox"/> We are married or used to be married. | <input type="checkbox"/> We live together or used to live together. |
| <input type="checkbox"/> We have a child together. | <input type="checkbox"/> We are dating, used to date, or have had sex. |
| <input type="checkbox"/> We are relatives, related by adoption, or are/were in-laws. (Specify): _____ | |
| <input type="checkbox"/> We are the children of a person whose relationship is described above (Specify): _____ | |
| <input type="checkbox"/> The Respondent has stalked me. | <input type="checkbox"/> The Respondent has sexually assaulted me. |
| <input type="checkbox"/> Other: _____ | |

Findings About Abuse:

- The Court has jurisdiction over the parties and this case. The Respondent was given reasonable notice of the hearing and an opportunity to be heard.
- Based on the information in the *Petition*, and the hearing held, the court finds that the Respondent:
☐ Did the things listed in the *Petition* and the court adopts these as facts and incorporates them by reference, AND/OR
☐ Did the following things:

Warning!

- ☐ Weapon involved
☐ Has or owns a weapon



AND there is credible evidence that Respondent is a threat to the safety of the Petitioner and ☐ Petitioner's Minor Children.

3. Respondent has specifically: (check all that apply):

- ☐ Abused/Threatened to Abuse ☐ Sexually Assaulted ☐ Stalked
the ☐ Petitioner AND ☐ Petitioner's Minor Children.

Findings about the minor children of the parties: (check one):

- ☐ The Court has jurisdiction over custody for the child(ren) of the parties because his/her/their home state is Tennessee.
- ☐ The Court has temporary emergency jurisdiction over custody for the children of the parties listed above because they are in Tennessee now, and they (or the Petitioner) were at risk. (If another state has jurisdiction over child custody under UCCJEA, this Court's temporary jurisdiction will end on _____ or when the other state's Court makes an order.)

Findings About Firearms:

The Respondent (check all that apply):

- ☐ Has no firearms
- ☐ Has firearms that he/she must give to someone else who is allowed to have them (TCA § 36-3-625).
- ☐ Has firearms that are registered under the National Firearms Act and must be either transferred to a responsible third party, or locked in a safe or other secure container to which the Respondent does not have access. A state or federal agency must give its approval before the firearms are turned in.
- ☐ Has a federal firearms license (FFL) or is a responsible party under an FFL, and has firearms under that FFL that qualify as business inventory, and (check one):
 - ☐ There is no responsible party listed on the FFL other than the Respondent in this case. The Respondent must turn in or transfer all firearms inventory under his/her control to a separate FFL holder who is legally allowed to have firearms.
 - ☐ There is another responsible party listed on the FFL other than the Respondent in this case. This Order does not require the Respondent to turn in or transfer the firearms inventory.

Other Findings:

- ☐ Petitioner is a party to a lease or rental agreement and that continuing to reside in the rented or leased premises may jeopardize the life, health and safety of the petitioner or the petitioner's children.

The Court orders Respondent to:

- ☒ Obey all orders on this form.
- ☒ Not abuse or threaten to abuse Petitioner or Petitioner's minor children.
- ☒ Not stalk or threaten to stalk Petitioner or Petitioner's minor children.

Other Orders to the Respondent (Check all that apply):

- ☐ **No Contact**
You must not come about the Petitioner (including coming by or to a shared residence) for any purpose and must not contact ☐ Petitioner AND ☐ Petitioner's children, either directly or indirectly, by phone, email, messages, text messages, mail or any other type of communication or contact.
- ☐ **Stay Away**
You must stay away from the ☐ Petitioner's home ☐ Petitioner's workplace ☐ Children's home and workplace.
- ☐ **Personal Conduct –**
 - ☐ You must not cause intentional damage to the Petitioner's (or Petitioner's children's) property or interfere with the utilities at their home(s).
 - ☐ You must not hurt or threaten to hurt any animals owned or kept by the Petitioner/Petitioner's children.
- ☐ **Counseling/Substance Abuse Programs**
You must go to the following program(s) and give the court proof that you have gone, participated and have made progress in this program (contact information): _____
- ☐ **Parenting Time**
 - ☐ The Petitioner will have custody of the minor child(ren) in this case.
 - ☐ You will have parenting time with your minor child(ren) at the following times:

☐ Your parenting time will be supervised by: _____ at: _____.

☐ Exchange of the children will take place at and will happen as follows:

☐ The person in charge of getting the minor children to and from visitation will be:

☐ Mom ☐ Dad ☐ Other (name): _____ to the visits
☐ Mom ☐ Dad ☐ Other (name): _____ from the visits

☐ **Child Support** \$ ____/ each _____ (month/week, etc) beginning _____ (date).

☐ This is the guideline amount. See the attached DHS *Child Support Worksheet*.

☐ This is **not** the guideline amount and is a deviation from the guideline amount. The Court has considered the best interest of each child in this case, and finds that guideline support would be unjust or inappropriate in this case.

☐ Other: _____

Payment method:

☐ Pay the Petitioner directly by the _____ day of each month. (the court finds that this does not endanger the Petitioner or the Petitioner's minor children and it is not a violation to send payment only with no notes or comments to the Petitioner)

☐ Take payment to this Court Clerk's Office. You will also have to pay a clerk fee of _____% on each payment. The additional clerk fee amount is \$ _____ each month.

☐ Support payments will be ☐ withheld from your paycheck (Contact the Central Collection and Disbursement Unit at 800-838-6911 by _____ or ☐ shall be sent directly to Central Collection Disbursement Unit at Central Child Support Receiving Unit, P. O. Box 305200, Nashville, TN 37229.

☐ **Petitioner Support** \$ ____/ each month.

Payment method:

☐ Pay the Petitioner directly by the _____ day of each month. (The court finds that this does not endanger the Petitioner or the Petitioner's minor children and it is not a violation to send payment only with no notes or comments to the Petitioner)

☐ Take payment to this Court Clerk's Office. You will also have to pay a clerk fee of _____% on each payment. The additional clerk fee amount is \$ _____ each month.

☐ Payment will be

☐ withheld from your paycheck (Contact the Central Collection and Disbursement Unit at 800-838-6911 by _____ (date)

☐ shall be sent directly to Central Collection Disbursement Unit at Central Child Support Receiving Unit, P. O. Box 305200, Nashville, TN 37229.

☐ **Control of all Types of Property**

☐ Petitioner only ☐ and/or Petitioner's children are the only ones who can live in the property at: _____ (address)

☐ You must move out immediately from (address): _____

☐ You must provide suitable alternate housing for the Petitioner by (date): _____, 20____.

☐ You must pay to the petitioner all costs, expenses and fees pertaining to the petitioner's breach of a lease or rental agreement for residential property in the amount of _____.

☐ Only the Petitioner can use, control, and possess the following property, things, and animals:

☐ If the parties shared a residence, Respondent can obtain his/her clothing and personal effects such as medicine as follows: (List items to be obtained and process as approved by local law enforcement personnel) _____

Orders to the Respondent about Firearms:

- ☒ You must not have, or attempt to have, receive or attempt to receive or in any other way get any firearm while this or any later protective order is in effect.
- ☒ You must transfer all firearms in your possession within 48 hours to any person who is legally allowed to have them.
- ☒ You must fill out and file a *Firearms Declaration* within 1 business day of transferring your firearms. You may take more than 1 business day to file this form **only** if the Court gave you a later deadline. (You can get the *Firearms Declaration* form from the Court Clerk's Office or at www.tncourts.gov.)
- ☒ If a state or federal agency approves it, your weapons that are registered under the National Firearms Act must be either transferred to a responsible third party, or placed in a locked safe or other secure container to which you do not have access.
- ☒ If your *Firearms Declaration* shows that you have a federal firearms license (FFL), and that you are the **only** responsible party listed on that FFL, you must transfer all firearms inventory under your control to a separate FFL holder or another responsible party.

Costs, fees and litigation taxes

You must pay all court costs (Petitioner's costs and your costs), lawyer fees, and other fees or taxes related to this case.

Other Orders: _____

This Order takes effect immediately upon signing.

This Order starts today, (date): _____

This Order ends (date): _____

- ☐ In 1 year. The Petitioner may ask to continue the Order.
- ☐ In 5 years (1st violation of current PO)
- ☐ In 10 years (2nd or more violation of current PO)

Date: _____ Time: _____ ☐ a.m. ☐ p.m.  _____
Signature of Judge or Chancellor

Proof of Service

The Respondent was served on (date): _____ Time: _____ ☐ a.m. ☐ p.m.

by (check one):

- ☐ Personal service
- ☐ U.S. mail, prepaid postage to the Respondent's last known address
- ☐ U.S. mail per TCA §§ 20-2-215 and 20-2-216 (The Respondent does not live in Tennessee)
- ☐ The Clerk certifies a copy of this Order was forwarded to 911 and local law enforcement.
- ☐ Reasonable attempts to find the Respondent's address were made, but there is no known address at this time.

 _____ Server's title (check one): ☐ Clerk ☐ Deputy Clerk
Signature of Server ☐ Authorized Officer ☐ Attorney

Warnings to Respondent:

This Order is valid everywhere in the U.S.

If you travel to another state, territory or tribal land, with the intention of disobeying this Order, you can be charged with a federal crime. The courts of any U.S. state, the District of Columbia, all tribal lands, and U.S. territories, must enforce this Order, even if the Order is not registered. (18 U.S.C. §§ 2262, 2265)

No Guns, Firearms

You must not have any firearm while this Order is in effect. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any firearm or ammunition.

You must legally transfer, sell, or turn in any firearm that you have within 48 hours. Transfers are only legal if the person you transfer to is allowed to have firearms. You may get your firearms back when the Order of protection ends.

You will face separate charges if you disobey this Order

You may face separate, Class A misdemeanor charges if:

- You do not transfer your firearm(s) legally by the deadline
- You have a firearm while the Order is in effect
- The penalty for each violation is up to 11 months and 29 days in jail and a fine of up to \$2,500. There may be other charges if domestic violence is involved. If you disobey this Order on purpose, you may face up to 10 days in jail and a \$50 fine for each violation. You may also have to pay a civil penalty of up to \$50 for each violation.
- If you do not transfer, sell, or turn in any firearm you may face Class A misdemeanor charges and you may also be charged with a federal crime.
- If you hurt or try to hurt anyone while this Order, probation or diversion is in effect, you may face charges for aggravated assault, a Class C felony. (TCA §§ 39-13-102(c), 36-3-610)

Only the Court can change this Order

Neither you nor the Petitioner can agree to change this Order. Even if the Petitioner attempts to contact you or agrees to have contact with you, you must obey this Order. If you do not, you can be jailed for up to 11 months and 29 days and fined up to \$2,500.

To the Petitioner:

You may ask any government agency or utility provider to keep private any information that could be used to locate you, such as addresses, phone numbers, and/or social security number. To do so, give a copy of this Protective Order to the Records Department of the agency or utility.

(TCA § 10-7-504(a)(15-16))

Firearms Declaration

Case # (the clerk fills this in):

In the _____ Court of _____ County, TN

Petitioner (person needing protection)

If Petitioner is under 18, insert child's name if filed on behalf of an unemancipated person (someone under 18 years of age) pursuant to TCA §36-3-602. This Request is being made by _____ who is ☐ child's parent or ☐ legal guardian or ☐ a caseworker.

first

middle

last

Petitioner's Children under 18 Protected by this Order:

Name

Age Relationship to Respondent

Name

Age Relationship to Respondent

1. _____ 2. _____

3. _____ 4. _____

Respondent's Information:

first

middle

last

date of birth (MM/DD/YYYY)

street address

city

state

zip

Respondent's Employer:

Employer's name

Employer's phone #

Describe Respondent:

Sex	Race	Hair	Eyes	Height – Weight – SSN – Other	
<input type="checkbox"/> Male	<input type="checkbox"/> White	<input type="checkbox"/> Black	<input type="checkbox"/> Brown	Height	
<input type="checkbox"/> Female	<input type="checkbox"/> Asian	<input type="checkbox"/> Grey	<input type="checkbox"/> Hazel	Weight	
	<input type="checkbox"/> Black	<input type="checkbox"/> Blond	<input type="checkbox"/> Blue	Social Sec. #	
	<input type="checkbox"/> Hispanic	<input type="checkbox"/> Bald	<input type="checkbox"/> Green	Scars/Special Features	
	<input type="checkbox"/> Other: _____	<input type="checkbox"/> Other: _____	<input type="checkbox"/> Gray	Phone Number	
			<input type="checkbox"/> Other: _____		

To the Respondent: You have 1 business day after surrendering your firearms to fill out part ② of this form and file it with the Court Clerk.

① Start and End Dates of the Order of Protection

The Respondent was given reasonable notice of the hearing and an opportunity to be heard. The Respondent understands that s/he must not own or have any firearms while this Order is in effect.

This Order starts (date): _____ This Order ends (date): _____

② Firearms Disposal (Respondent must read and fill out below):

I understand I may not own or have firearms while this Protective Order is in effect.

☐ I own or possess firearms

☐ I do not own or possess firearms

Because I own or possess firearms, in order to obey this Order, I did the following on (date) _____ at (time): _____

☐ I gave the firearm(s) to an adult who is legally allowed to keep them.

☐ I have a National Firearms Act weapon.

☐ I had the firearm(s) locked up in a safe or other container that I cannot access.

☐ I have a federal firearms license (FFL) or am a responsible party under an FFL, and (you must check one):

☐ I transferred my firearms inventory to a responsible third party who is listed on my FFL.

☐ I am the only responsible party listed on my license, and I transferred my firearms inventory to a separate FFL holder.

Respondent signs here in front of Notary/Clerk: _____ Date: _____

Notary/Clerk fills out below—

Sworn to and subscribed before me, the undersigned authority,

By (Print name of notary): _____

On this date: _____

Notary signs here

Date notary's commission expires

(Notary's seal here)

Dismissal of Order of Protection Petition

Case # (the clerk fills this in):

☐ Petitioner is under 18

In the _____ Court of _____ County, TN

Petitioner (person needing protection)

If Petitioner is under 18, insert child's name if filed on behalf of an unemancipated person (someone under 18 years of age) pursuant to TCA §36-3-602. This Request is being made by _____ who is ☐ child's parent or ☐ legal guardian or ☐ a caseworker.

first

middle

last

Petitioner's Children under 18 Protected by this Order:

Name

Age

Relationship to Respondent

Name

Age

Relationship to Respondent

1. _____

3. _____

2. _____

4. _____

Respondent's Information (person you want to be protected from):

first

middle

last

date of birth (MM/DD/YYYY)

street address

city

state

zip

Respondent's Employer:

Employer's name

Employer's phone #

Describe Respondent:

Sex	Race	Hair	Eyes	Height – Weight – SSN – Other			
<input type="checkbox"/> Male <input type="checkbox"/> Female	<input type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Hispanic <input type="checkbox"/> Other: _____	<input type="checkbox"/> Black <input type="checkbox"/> Grey <input type="checkbox"/> Blond <input type="checkbox"/> Bald <input type="checkbox"/> Brown <input type="checkbox"/> Other: _____	<input type="checkbox"/> Brown <input type="checkbox"/> Hazel <input type="checkbox"/> Blue <input type="checkbox"/> Green <input type="checkbox"/> Grey <input type="checkbox"/> Other: _____	Height		Weight	
				Social Sec. # (if known)			
				Scars/Special Features			
				Phone Number			

The Court Hereby Finds:

The court finds that the Petition is dismissed for one of the following reasons:

- ☐ That the Petitioner has dismissed the petition.
- ☐ That the Petitioner did not show up for court.
- ☐ That the Petitioner did not prove the evidence in the petition by a preponderance of the evidence.

The Court Further Finds, Regarding Costs:

- ☐ By **clear and convincing evidence**, the Petitioner is not a domestic abuse victim, stalking victim or sexual assault victim and that such determination is not based on the fact that the petitioner requested that the petition be dismissed, failed to attend the hearing or incorrectly filled out the petition; **AND** the Petitioner knew that the allegation of domestic abuse, stalking, or sexual assault was false at the time the petition was filed.

The Court orders:

- ☐ That the Petition for the Order of Protection is dismissed.
- ☐ That the costs and litigation tax of this cause are not taxed to the Petitioner.
- ☐ That the costs and litigation tax of this cause are taxed to the Respondent, for which execution shall issue, if necessary.
- ☐ That the costs and litigation tax of this cause are taxed to the Petitioner, for which execution shall issue, if necessary.

Date: _____

Signature of Judge or Chancellor

**Motion to Modify/Extend
Order of Protection
And
Order Extending Order
of Protection Until
Hearing**

Case No.
Court _____
County Tennessee

PETITIONER/PLAINTIFF

First Middle Last

PETITIONER/PLAINTIFF IDENTIFIERS

Date of Birth of Petitioner

Minor Children Protected Under this Order:

V.

RESPONDENT

First Middle Last

Relationship to Petitioner _____

Address & Phone No. _____

Respondent's Employer _____

RESPONDENT IDENTIFIERS

SEX	RACE	DOB	HT	WT
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
EYES	HAIR	SOCIAL SECURITY #		
<input type="text"/>	<input type="text"/>	<input type="text"/>		

Distinguishing Features

NOTICE: PURSUANT TO T.C.A. §36-3-608 AND THE ATTACHED ORDER, THE ORDER OF PROTECTION ENTERED ON _____ REMAINS IN FULL FORCE AND EFFECT PENDING THIS HEARING AND FURTHER ORDERS OF THE COURT.

Comes now the Petitioner, _____, and swears and affirms pursuant to T.C.A. §36-3-605(d), and T.C.A. §36-3-608, and moves this court to modify/extend the Order of Protection entered by this court on _____ for:

☐ One year, and Petitioner, upon notice to Respondent, may request a continuation of the Order. This is requested because: _____

☐ Five years based on an initial violation of the Order of Protection. This is requested because:

☐ Ten years based on a second or subsequent violation of the Order of Protection. This is requested because:

☐ Other relief requested.

STATE OF TENNESSEE)
COUNTY OF _____)

_____, Petitioner, being first duly sworn, has read the foregoing Motion, knows the contents thereof, and states that the same is true and correct to the best of Petitioner's knowledge, information and belief.

PETITIONER

Sworn to and subscribed before me this _____ day of _____, 20__.

NOTARY PUBLIC/CLERK

My Commission Expires: _____

TEMPORARY ORDER EXTENDING ORDER OF PROTECTION

It appears to the Court from the sworn motion to extend the order of protection that such an order should issue pursuant to Tennessee Code Annotated, title 36, chapter 3, part 6.

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED:

1. That this court's Order of Protection entered on the ____ day of _____, 20__ shall remain in effect until the hearing on the Motion to Extend the Order of Protection is heard.
2. That a copy of the Motion to Extend the Order of Protection, this Temporary Order Extending Order of Protection and the attached Notice of Hearing, shall be served upon the Respondent.

DATE

JUDGE/MAGISTRATE

NOTICE OF HEARING

To the Respondent:

Notice is hereby given to you that the above named Petitioner shall appear requesting the Court to modify and/or extend the Order of Protection previously entered in this cause and to award the relief prayed for in the Motion to Modify/Extend Order of Protection.

IF YOU WANT TO TELL YOUR SIDE TO THE JUDGE, YOU MUST BE AT THE HEARING. IF YOU DO NOT COME TO THE HEARING, THE JUDGE WILL DECIDE BASED ONLY ON THE PETITIONER'S TESTIMONY.

DATE OF HEARING _____ AT _____ A.M./P.M.

PLACE OF HEARING _____

CERTIFICATE OF SERVICE

I hereby certify that I have sent a copy of the foregoing motion, notice of hearing and temporary order extending order of protection by fax to the _____ County Sheriff's Department and by U.S. mail postage pre-paid, to the respondent at his or her last known address:

This ____ day of _____, 2____.

, CLERK

By: _____
Deputy Clerk